



## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Division of Land Use Regulation

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[www.state.nj.us/dep/landuse](http://www.state.nj.us/dep/landuse)

CHRIS CHRISTIE

Governor

KIM GUADAGNO

Lt. Governor

BOB MARTIN  
Commissioner

Mr. Joseph Fischl  
Tetra Tech Sciences  
1000 The American Road  
Morris Plains, NJ 07950

AUG 21 2014

**Re: COASTAL JURISDICTIONAL DETERMINATION**  
**Environmental Review - EDA and DCA/NEP Programs**  
DLUR File Number: 1321-13-0002.2  
DLUR Activity Number: CDT140001  
Grant Application ID Number: NCR38959  
Applicant: Keansburg Borough  
Block(s) and Lot(s): [N/A, N/A]  
Keansburg Borough Monmouth County

Dear Mr. Fischl:

This letter is in response to an application submitted by the above referenced applicant for funding under the Economic Development Authority's Neighborhood & Community Revitalization (NCR) and Small Business Loans (SBL) Programs and/or the Department of Community Affairs's Neighborhood Enhancement Program (NEP). This jurisdictional determination is for the in-kind replacement of stormwater drainage pipes along Raritan Avenue, East Shore Street, and Oak Street; streetscape improvements including curb ramp and sidewalk reconstruction, and milling and paving of Main Street, Carr Avenue, Raritan Avenue, East Shore Street, Oak Street, and Beach Way; and building façade improvements to commercial properties along Main Street, Carr Avenue, Church Street, and Beachway Avenue within the CAFRA zone of Keansburg Borough, a non-qualifying municipality. Potentially applicable statutes include Waterfront Development Act (N.J.S.A. 12:5-3 et. seq.), Wetlands Act of 1970 (N.J.S.A. 13:9A-1 et. seq.) and the Coastal Area Facility Review Act, CAFRA, (N.J.S.A. 13:9-1 et. seq.).

Based on a review of the information submitted and a review of information as maintained on the Department's Geographic Information System, the following determination is made:

Based on a review of the Coastal Permit Program Rules, the following determination is made:

- ☒ **A Waterfront Development permit is not required.**
- ☐ **A Waterfront Development Permit will be required because:**
  - ☐ Work will be performed at or below (outshore) the Mean High Water Line.
  - ☐ Work will be performed within 100/500 feet of the MHWL outside the coastal area.

Based on a review of the Coastal Permit Program Rules, the following determination is made:

- ( ) **A CAFRA permit is required.**
- (x) **A CAFRA permit is not required.** The proposed in-kind replacement of existing stormwater drainage pipe is not considered public development pursuant to N.J.A.C. 7:7-2.1(b)2v. A CAFRA permit is not required for the streetscape improvements pursuant to N.J.A.C. 7:7-2.1(c)6 et seq. A CAFRA permit is not required for the building facade improvements as the activities are not regulated pursuant to N.J.A.C. 7:7-2.1.

Based on a review of the Coastal Wetlands Maps, the following determination is made:

- ( ) **Coastal Wetlands permit is required.** Coastal Wetlands are mapped on this site. Activity is proposed at or below the Upper Wetlands Boundary.
- (x) **Coastal Wetlands permit is not required.** Based on a review of the Coastal Wetlands Maps it is determined that there are not mapped wetlands on the site.
- ( ) **Coastal Wetlands permit is not required.** Coastal Wetlands are mapped on this site. However, no activity is proposed at or below the Upper Wetlands Boundary.

This letter does not constitute a jurisdictional determination for the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A and the Flood Hazard Area Control Act Rules at N.J.A.C. 7:13-1.1et seq. For assistance with the applicability of these statutes you are advised to contact the Division's Technical Support Center at (609)777-0454.

This letter does not relieve the applicant of the responsibility of obtaining any other required State, Federal or local permits or approvals as required by law and is based on the information submitted in accordance with existing regulation. This determination shall be considered null and void if the submitted information is incorrect, site conditions or regulations change.

Please contact Jessica Cobb by e-mail at [Jessica.Cobb@dep.nj.gov](mailto:Jessica.Cobb@dep.nj.gov) or (609) 633-2289 should you have any questions regarding this letter. Be sure to indicate the Department's file number in all communication.

Sincerely,

  
For Colleen Keller

Division of Land Use Regulation